

REMARKS

I. Introduction

In response to the Office Action dated December 4, 2007, please consider these remarks. Re-examination and re-consideration of the application, as amended, is requested.

II. Prior Art from Related Cases

The Applicants note that this application is one of a number of related applications, which are identified under the "Cross Reference to Related Applications" portion of the Applicants' specification. Although the Applicants believe that material information from these related cases have been provided to the Examiner in the form of Information Disclosure Statements, the Applicants invite the Examiner to review these cases as well.

III. Office Action Double Parenting Rejection

In paragraphs 1-3, the Office Action provisionally rejects claims 1-21 under the judicially-created doctrine of double patenting as being unpatentable over claims 1-18 and 28-31 co-pending application serial number 10/758,865 and claims 1-39 of U.S. Patent 7,203,314.

The Applicants have included a terminal disclaimer for both application serial number 10/758,865 and U.S. Patent 7, 203,314, rendering this rejection moot.

IV. Non-Art Rejections

In paragraph 4, the Office Action rejects claims 1-21 under 35 U.S.C. § 112, second paragraph, as being incomplete for omitting essential structural cooperative relationships of elements, such omission amounting to a gap between the necessary structural connections.

The Office Action indicates that the omitted structural relationship is: "generating a session key for encrypting and decrypting program materials shared with the client ... session key is then stored in the memory of TDM ... for use in encrypting the program materials by an AES encryption algorithm.

The Applicants respectfully traverse. The relationship described is illustrated in FIG. 7 below:

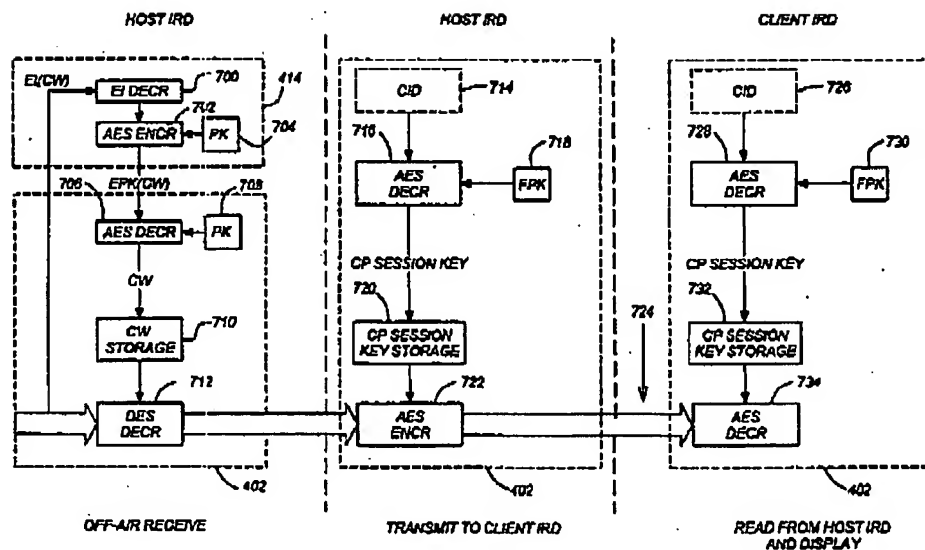


FIG. 7

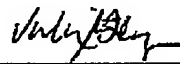
The Applicants believe that the "session key" referred to above is the copy protection (CP) key recited in independent claims 1, 8, and 15. Accordingly, the Applicants respectfully traverse the rejection under 35 U.S.C. 112, second paragraph.

V. Conclusion

In view of the above, it is submitted that this application is now in good order for allowance and such allowance is respectfully solicited. Should the Examiner believe minor matters still remain that can be resolved in a telephone interview, the Examiner is urged to call Applicants' undersigned attorney.

Respectfully submitted,

Date: March 4, 2008

By: 
Name: Victor G. Cooper
Reg. No.: 39,641

The DIRECTV Group, Inc.
RE/R11/A109
2250 E. Imperial Highway
P. O. Box 956
El Segundo CA 90245

Telephone No. (310) 964-4615